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Dated: March 17, 2011
Electronic Signature for Thomas M. Finetti: /Thomas M. Finetti/

Docket No.: REGIM 3.3-012
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Msika et al.

Application No.: 10/088,851

Group Art Unit: 1655

Filed: March 21, 2002

Examiner: M. C. Flood

For: USE OF A PLANT OIL PRODUCT AS
AN AGENT FOR INCREASING THE
SYNTHESIS OF SKIN LIPIDS

RESPONSE TO RESTRICTION REQUIREMENT AND ELECTION OF SPECIES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

This communication is in response to the Office Action mailed December 22, 2010, setting forth an Election of Species Requirement in the above-identified application. In the Office Action, the Examiner required Applicants to (i) elect a single disclosed species relating to a skin condition for claim 61 and 91; and (ii) elect a single disclosed species relating to a mode of administration for claim 76.

Foremost, Applicants note that this is the third Requirement for Election of Species (the first mailed on May 3, 2007; the second mailed on November 10, 2008). Not only is this the third Requirement for Election of Species, but the requirement is the same to that previously presented on May 3, 2007 and, with regard to the skin condition, identical to that mailed on November 10, 2008.